

Remarks/Arguments

Claims 10 and 13-23 are now presented for consideration.

It is noted with appreciation that independent claim 10 and dependent claim 16 are not rejected over the prior art. Claim 10 is rejected on the judicially created doctrine of obviousness which rejection may be overcome with a terminal disclaimer. Accordingly, a terminal disclaimer in compliance 37 CFR 3.73(b) has been filed with this response. Claims 10 and 15 are now thought to be allowable.

Claims 11 and 12, now cancelled were rejected under 37 USC 102(b) as anticipated by Lang, et al '577.

Claims 11 and 12 along with 13 were rejected under 35 USC 102(b) as anticipated by Boddy '385.

Claims 11 and 12 were also rejected under 35 USC 103(a) as unpatentable over Lang, et al '703 in view of Schultz '005.

These rejections are moot in view of claims 11 and 12 being cancelled. New independent claim 17 is drawn similar to allowed claim 10 with claims 13-15 and 18-20 depending therefrom.

Claim 17 calls for a holding arm, a mirror assembly including a mirror element carrying a pane supported by a positioning apparatus.

The claim calls for a framing with a configured area adapted to engage with the holding arm. Also, for a bracket having an upper and lower strip with a configured area adapted to engage with the holding arm.

Finally, the claim calls for connectors adapted to engage with the positioning apparatus, the framing and the bracket securing the framing and the bracket with the holding arm and the positioning apparatus with the framing and the bracket.

The reference Lang '577 does not disclose this structure. In Lang, securing arm 101 is engaged by clamping device 107 formed in support plate 106. There is no cooperation between a framing and a bracket to engage with the holding arm as called for in the claim.

The reference Boddy, '385 does not disclose this structure. In Boddy, holding arms 18 slidably fit into grooves 31 formed in surface 31 of housing 14. Members 32 enclose the grooves and allow lateral adjustment of housing 14 via elements 44. Mirror unit 12 is mounted to housing 14 through various mountings. (See column 4, line 20.)

The reference fails to disclose a framing, a cover, a bracket housing upper and lower strips and a mirror positioning apparatus with securing members securing the framing and the upper and lower strips of the bracket with the holding arm and the positioning apparatus, the framing and the bracket together as called for in the claim.

The reference does not disclose a bracket having upper and lower strips and a configured area spaced from said strips.

The references Lang, et al "703 in view of Schultz '005 fail to teach this structure. In Lang, et al there is no bracket having upper, lower strips and a configured area adapted to engage the holding arm. Schultz does not remedy this omission.

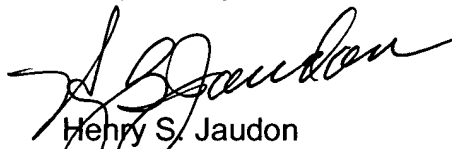
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Claims 13, 14, 15, 18-23 all depend from claim 17 and are believed allowable for the reasons set forth.

An earnest effort has been made to overcome the Examiner's objections and the rejections set forth. It is believed that all claims now presented clearly patentably define over the rejections for the stated reasons. It is, therefore, respectfully requested that the Examiner find the claims allowable and pass the case to issue in the due course of PTO business.

A telephone interview is requested should the Examiner feel such would further the prosecution.

Respectfully submitted,



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